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GOES Telecom, Inc.  
271 Main Street, Suite C  
Hackettstown, NJ 07840-2032

FCC Mail Room

February 20, 2009

TO: Marlene H. Dortch, Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington, DC 20554

FROM: Norman Brandinger, President  
GOES Telecom, Inc.

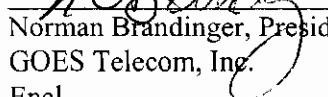
Subject: EB Docket No. 06-36  
GOES Telecom Annual Certification CPNI Filing Under 47 C.F.R. §64.2009(e)

1. Pursuant to the Federal Communications Commission ("Commission") pursuant to section 222 of the Communications Act of 1934, as amended ("the Act"), 47 U.S.C. §222 and the Commission's rules, 47 C.F.R. §64.2001, *et seq.*, as amended rule 47 C.F.R. §64.2009(e)
  - a. Provide annual certification to the Commission,
  - b. Provide explanation of any actions taken against data brokers in the past year,
  - c. Provide a summary of all customer complaints received in the past year concerning the unauthorized release of CPNI.
2. To protect customer proprietary network information ("CPNI"), GOES Telecom has had in place and continues to provide customer safeguards and appropriate security measures in accordance with CPNI rules since its first resale of a LEC services and customer billing in the fourth quarter of 2005, and continues to do so as a fundamental business principal. GOES Telecom did make a CPNI filing (with only one customer on the books) on February 3, 2006 in accordance with FCC 47 C.F.R. par. 64.2009(e) FCC confirmation number 200623060361, Docket: 06-36.
3. From 2003, the formation of GOES Telecom (November 17, 2003, certificate of incorporation previously filed), through the fourth quarter of 2005 and the acquisition of our first customer, we were in the startup phase of the business developing and implementing safeguards to protect customer proprietary network information, obtaining New Jersey Board of Public Utilities approval, interconnection agreements, FRN, and implementing CPNI (previously filed documents). We believe that we have been and continue to be in compliance with CPNI rules, from the first day of our first customer acquisition. GOES Telecom Annual Compliance Certificate and certification are enclosed.
4. GOES Telecom has previously provided its Corporate Training Manual, which covers protections of CPNI data including pretexting. Additional tracking forms to maintain CPNI compliance under 47 C.F.R. §64.2009(e) are attached.

All statements provided comply with Commission's rules 47 C.F.R. §1.16 as set forth therein.

I declare under penalty of perjury that the foregoing is true and correct and that all the Documents and information provided as of February 20, 2009, are in GOES Telecom possession, custody control or knowledge have been reproduced.

Executed on February 20, 2009

  
Norman Brandinger, President  
GOES Telecom, Inc.  
Encl.

No. of Copies rec'd 0  
List ABCDE

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket 06-36**

Received & Inspected

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Annual 64.2009(e) CPNI Certification for 2008

Date filed: February 20, 2009

Name of company covered by this certification: GOES Telecom, Inc.

Form 499 Filer ID: 0011-4377-46

Name of signatory: Norman Brandinger

Title of signatory: President

I, Norman Brandinger, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. *See 47 C.F.R. § 64.2001 et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

The company has not taken any actions (proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI.

The company has not received any customer complaints in the past year concerning the unauthorized release of CPNI (number of customer complaints a company has received related to unauthorized access to CPNI, or unauthorized disclosure of CPNI, broken down by category or complaint, *e.g.*, instances of improper access by employees, instances of improper disclosure to individuals not authorized to receive the information, or instances of improper access to online information by individuals not authorized to view the information).

Signed





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Subject: EB Docket No. 06-36

Annual Compliance Certificate for GOES Telecom, Inc.

CPNI Reference 47 C.F.R. §64.20009(e): "Safeguards required for use of customer proprietary network information".

§64.20009(e)

- (a) GOES Telecom implemented a system whereby which the status of a customer's CPNI approval can be clearly established prior to the use of CPNI. This system was in place prior to the acquisition of the first customer in the fourth quarter of 2005 and is described in GOES Telecom Privacy and Customer Security Policies and Procedures, Vol. 1, Operating Procedures to Ensure Compliance. Pursuant to the Federal Communications Commission ("Commission") pursuant to section 222 of the Communications Act of 1934, as amended ("the Act"), 47 U.S.C. §222 and the Commission's rules, 47 C.F.R. §64.2001, *et seq.*
- (b) Reference Public Notice DA 09-240 guidance on amended rule 47 C.F.R. §64.2009(e), GOES Telecom policy procedures have been updated to include provisions for:
  - a. Annual certification to the Commission,
  - b. Recording reasons for any actions taken against data brokers in the past year,
  - c. Summarizing all customer complaints received in the past year concerning the unauthorized release of CPNI.
- (b) GOES Telecom has trained all current personnel as to when they are not authorized to use CPNI, disciplinary processes are in place as specified in GOES Telecom Privacy and Customer Security Policies and Procedures, Vol. 1, Operating Procedures to Ensure Compliance that states "Employee violations in the handling and/or unauthorized disclosure of customer proprietary information are cause for termination....".
- (c) GOES Telecom maintains a record of the use of customer's CPNI in accordance with the requirements of this subsection. GOES Telecom Privacy and Customer Security Policies and Procedures, Vol. 1, Operating Procedures, details our handling of CPNI data.
- (d) GOES Telecom's Privacy and Customer Security Policies and Procedures, Vol. 1, Operating Procedures details our annual review process to ensure compliance with the rules in this subpart. Specifically, only trusted, security trained employees are permitted access to customer information and are not permitted to disclose it to third parties except with written approval of the customer or as required by law.
- (e) GOES Telecom's President is the corporate agent responsible for and has personal knowledge of the company's established operating procedures that adequately ensure compliance with the rules of this subpart.
- (f) GOES Telecom Privacy and Customer Security Policies and Procedures, Vol. 1, Operating Procedures specifies the requirement of providing the Commission of any instance where the opt-out mechanisms do not work properly, to such a degree that consumers' inability to opt-out is more than an anomaly. GOES Telecom will provide notification within five (5) business days in letter form including all information in accordance with this subpart.

**As President and Agent for GOES Telecom, Inc., I, Norman Brandinger, have personal knowledge and am responsible for GOES Telecom, Inc. compliance with CPNI rules and have overseen the establishment of operating procedures that are in compliance with the rules in this subpart. Previously filed with the Commission is GOES Telecom Privacy and Customer Security Policies and Procedures, Vol. 1, (December 2007) Ref.: Title 47, Chapter 5, Subchapter II, Part I § 222, as amended.**

Norman Brandinger, President  
February 20, 2009

GOES TELECOM, INC.  
 PRIVACY AND CUSTOMER SECURITY POLICIES AND PROCEDURES  
 DATA BROKER ACTIONS

#	NAME OF DATA BROKER	DATE OF ACTION	EXPLANATION OF ACTION TAKEN	COMMENTS
1				
2				
3				
4				
5				
6				
7				
8				
9				

GDES Telecom, Inc.